

453PRLFSF550



DocumentID PRLF045

SITENAME HENDERSON

DocumentType Correspondence (C)

RptSegment 1

DocDate 2/26/2007

DocRcvd 2/26/2007

Box SF550

AccessLevel Public

Division Waste Management

Section Superfund

Program IHS (IHS)

DocCat Facility



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor
William G. Ross Jr., Secretary

February 26, 2007

<SAL> <FIRST> <LAST>, County Manager
County of <MUNICIPALITY>
<ADDRESS>
<TOWN>, North Carolina <ZIP>

Subject: Assessment, Cleanup, and Redevelopment of Old Landfill Sites Within Your Jurisdiction

Dear <SAL> <LAST>:

Governor Easley released his proposed budget February 22, 2007. Included in the budget is a specific item I believe should be of interest to you from a fiscal, environmental and public health protection perspective.

There are approximately 700 old landfills statewide and <LANDFILL#> old landfills in your local area that closed before the State permitting system became effective. These landfills are listed on the Old Landfill Sites portion of the Inactive Hazardous Sites Inventory maintained by the Superfund Section, Division of Waste Management. Any person, including local governments, that arranged for disposal or disposed of waste in the landfills may be held liable for the cleanup of the site. I have attached a report that identifies the location of known old landfill sites in <COUNTY NAME> County that may have closed prior to 1983 and thus qualify for the program described in this letter.

The Division has surveyed old landfills in 47 counties. The results of the survey indicate reason for concern about potential public health and safety impacts of these sites if they are not addressed. Seventy percent of the sites surveyed had a school, church, residence, day care or drinking water source within 1000 feet. The Division has found 102 old landfills that have a drinking water well within 500 feet. Thirteen of the landfills surveyed have residences built over the old landfill. The cost of assessment and cleanup of these old landfill sites can be as high as several million dollars.

Governor Easley's budget establishes a partnership between the State and local governments to both clean up the old landfill sites and provide funding for redevelopment of the sites. Many are in prime locations for redevelopment opportunities. The Governor's budget proposes to pay for cleanup and redevelopment of these sites through a surcharge on disposal of solid waste. The funding mechanism is a fair one. It is based on the idea that those who use solid waste disposal facilities should share responsibility for cleanup of sites used for solid waste disposal in the past that may have been lawful at the time, but did not meet standards that we now know are necessary to protect public health and safety.

The proposed \$2.00 per ton disposal surcharge would apply to residential, commercial, industrial, and construction and demolition debris type waste that is either disposed at a landfill or passes through a transfer station for disposal out-of-state. The State would use revenue from the surcharge to contract for cleanup of the old landfill sites and to provide grants to local government for redevelopment. The funds could also be used across the state to clean up other hazardous substance disposal sites that have no viable responsible party.

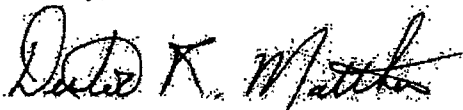
The only tool currently available to the State to ensure cleanup when it is needed is an enforcement action against those who owned, operated, or contributed to old landfills. The Governor's proposal would avoid placing an unreasonable

burden on any one local government and allow us to use our resources for actual cleanup rather than legal action. When old landfill sites were in use, North Carolina citizens, businesses, and industries benefited from their existence as a place to dispose of waste. The surcharge on waste disposal is a way for citizens, businesses, and industries to form a partnership for cleanup and redevelopment of these old landfill sites.

There is great interest this session of the General Assembly in strengthening requirements for landfills permitted in North Carolina. I encourage you to take a close look at legislation that will be introduced, specifically this initiative and what it can bring to your jurisdiction.

If you have questions regarding the program for clean-up of old landfills, please contact Jack Butler, Chief of the Superfund Section, at jack.butler@ncmail.net or call (919)508-8450.

Sincerely,

A handwritten signature in dark ink, appearing to read "Dexter R. Matthews". The signature is fluid and cursive, with the first name "Dexter" and last name "Matthews" clearly distinguishable.

Dexter R. Matthews, Director

cc: David Thompson, NCACC
Jack Butler, Chief – Superfund Section



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor
William G. Ross Jr., Secretary

February 27, 2007

<SAL> <FIRST> <LAST>
<TITLE>, <MUNICIPALITY>
<ADDRESS>
<TOWN>, North Carolina <ZIP>

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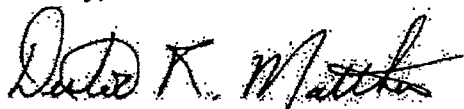
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A handwritten signature in dark ink, appearing to read "Dexter R. Matthews". The signature is fluid and cursive, with the first name "Dexter" being more prominent.

Dexter R. Matthews, Director

cc: Ellis Hankins, NCLM
Jack Butler, Chief – Superfund Section

The mailing list for these letters is filed in a folder in the first file cabinet drawer for the old landfill sites.

A statewide Old Landfill Inventory report is filed in a folder in the first file cabinet drawer for the old landfill sites.

Subject: Old Unlined Landfills- Henderson County
From: "Gary Tweed" <ctyeng@henderson.lib.nc.us>
Date: Wed, 9 Feb 2005 15:35:53 -0500
To: <Cheryl.Marks@ncmail.net>

Cheryl, I am in receipt of you January 31, 2005 letter to our County Manager concerning old unlined landfills. You included two inventory sheets, one of which is the Henderson County Stoney Mountain Road Landfill. The MSW landfill (permit No. 45-01) for this site closed in 1998 but is under the 30 year post closure care. The County continues to handle solid waste at this site by use of a transfer station for the MSW. Other waste streams, tires, white goods, woodwaste, recyclables are also transferred to other facilities from this site. The County operates a C&D Landfill at this location which should continue for another 2 to 3 years, then C&D material will be transferred off site.

The other inventory sheet is for an old City of Hendersonville owned site, Railroad Ave. I have no information on this site. You may wish to contact the City of Hendersonville, City Manager, Chris Carter. 318 E 4th Ave, Hendersonville, NC 28792 828-697-8645 or email Chris Carter at ccarter@cityofhendersonville.org

Should you need any other information, please contact my office at 828-698-5115.

Gary Tweed
County Engineer



North Carolina Department of Environment and Natural Resources

Dexter R. Matthews, Director

Division of Waste Management

Michael F. Easley, Governor

William G. Ross Jr., Secretary

January 31, 2005

Mr. David Nicholson
County Manager
100 North King Street
Hendersonville, North Carolina 28792

Re: Request for Information on old unlined landfills, Henderson County.

Dear Mr. Nicholson,

The Division of Waste Management, Superfund Section, Inactive Hazardous Sites Branch (Branch) is in the process of cataloging old landfills in the state. This letter is being sent to you to solicit your cooperation in providing information on old unlined landfills that are not subject to Division of Waste Management, Solid Waste Section post-closure regulations in your county. This process is a part of a statewide effort to accurately inventory old dumpsites to aid in safe reuse and to protect public health and the environment.

Once an old landfill site has been identified, the site location, site usage, and vicinity usage is researched. Potential hazards to the public and the environment are then evaluated by risk assessment. Sites then are reviewed based on risk and/or by safe redevelopment requests.

The Branch then works with owners and responsible parties on final solutions for containment of the waste and to ensure safe reuse of the old landfill sites. Safe reuse might involve engineering controls to prevent exposure to wastes, if necessary, and restrictive covenants limiting the property to certain uses and setting conditions for construction or other soil disturbing activities. Annual reporting that restrictive covenants remain in place will be a duty of the current owner.

Known old landfills/dump sites are maintained in a database. Attached is a listing of known sites located in your county. Available information that may include location and years of operation information for each site is also listed. Please review the list and verify or provide information that will more accurately characterize the site(s). If you have knowledge of sites not included on the list, please add the additional sites along with location information, directions, years of operation, and any additional notable information.

Please return the list and any additional information within 90 days to:

Cheryl Marks
Inactive Hazardous Sites Branch
Superfund Section
NC Division of Waste Management
401 Oberlin Road - Suite 150
Raleigh, NC 27605-1350

Or you may email me with your response at Cheryl.Marks@ncmail.net or call with any questions concerning this request at (919) 733-2801, extension 283. Thank you for your cooperation.

Sincerely,

A handwritten signature in black ink that reads "Cheryl Marks". The signature is written in a cursive, flowing style.

Cheryl Marks, Hydrogeologist
Inactive Hazardous Site Branch
NC Superfund Section

Old Landfill Inventory - Location Information

Latitude/Longitude and other data in this report is highly subject to inaccuracies. State Plane coordinates replace latitude/longitude entries as data is collected. These coordinates may also be subject to error.

COUNTY: HENDERSON

| | | | |
|---------------|------------------------|----------------------------|-----------------------|
| Site Name: | HENDERSON CO. LANDFILL | In IHS Inventory? | Yes |
| ID Number: | NCD980557961 | Other Agency Lead | SWS |
| Site Address: | STONEY MOUNTA | NFA or NFA-Restricted Use? | No |
| City: | HENDERSONVILLE | Unable to Locate | <input type="radio"/> |

| | | |
|----------------|------------|----------|
| State Plane X: | Latitude: | 35.3546 |
| State Plane Y: | Longitude: | -82.4979 |

Directions: STONEY MOUNTAIN RD (SR 1758), 4 MI N

| | | | | |
|------------------------|------|--------------------------------|----|--------------------------------|
| LDFL Size (Acres): | 35 | Present Within 1000 ft of Ldfl | | |
| Property Size (Acres): | 68 | Church | No | Residence On Ldfl? No |
| Date Open: | 1965 | School | No | Potable Well Within 500 ft? No |
| Date Closed: | | Day Care | No | Adjoins Perennial SW? No |
| | | Residential | No | |

Notes: W.C. COLE OWNER IN 1967. STILL OPEN IN 1992. PERMIT # 45-01

(End Site Record)

| | | | |
|---------------|----------------|----------------------------|-----------------------|
| Site Name: | HENDERSON DUMP | In IHS Inventory? | No |
| ID Number: | NONCD0000359 | Other Agency Lead | |
| Site Address: | RAILROAD AVE | NFA or NFA-Restricted Use? | No |
| City: | HENDERSONVILLE | Unable to Locate | <input type="radio"/> |

| | |
|----------------|--------------|
| State Plane X: | Latitude: |
| State Plane Y: | Longitude: 0 |

Directions: RAILROAD AVE

| | | | | |
|------------------------|------|--------------------------------|----|--------------------------------|
| LDFL Size (Acres): | 8 | Present Within 1000 ft of Ldfl | | |
| Property Size (Acres): | 13 | Church | No | Residence On Ldfl? No |
| Date Open: | 1967 | School | No | Potable Well Within 500 ft? No |
| Date Closed: | | Day Care | No | Adjoins Perennial SW? No |
| | | Residential | No | |

Notes:

(End Site Record)

Number of Sites: 2 (End County Record)

ALTURA

ENVIRONMENTAL

1300 SOUTH MINT STREET
SUITE 150
CHARLOTTE, NC 28203

704-358-0744 FAX: 704-358-8196

MEMORANDUM

DATE: May 25, 2001

TO: John Walch, PE
NC DENR

FROM: Meghan B Haller
Altura Environmental

RE: Note Regarding Henderson County

On May 22, 2001 I met with Bob McComb of Henderson County. He owned a trash hauling service prior to 1970. He mentioned that there are a lot of camps in the area that probably dumped on site. He did not recall picking up their trash.

I wanted to make you aware that camps could have operated small landfills on their property. I did not contact the individual camps, assuming that each would deny any action of dumping due to the legal ramifications.

This could also pertain to Buncombe, Rutherford, and Polk County.

ALTURA

ENVIRONMENTAL

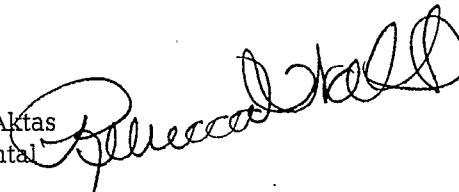
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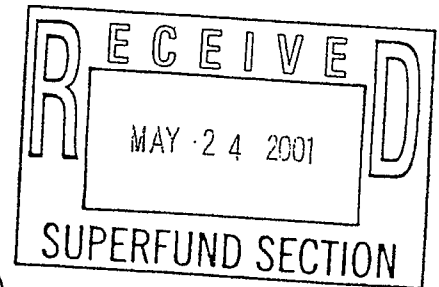
MEMORANDUM

DATE: May 23, 2001

TO: John Walch, PE
NC DENR

FROM: Rebecca Wallace-Aktas
Altura Environmental 

RE: Landfill Lists for Cleveland, Henderson, and Polk Counties



Please find enclosed herewith the final listing for landfills in Cleveland, Henderson and Polk Counties and the diskettes with the sites in Excel format. We have identified only 4 sites in Cleveland County, given the difficulties encountered (as set forth in the attached memo). We prefer to confirm the site with at least two sources.

For Henderson County, we have identified 34 sites and for Polk County we have identified 14 sites.

Meanwhile, should you have any questions, please do not hesitate to contact me.

| Altura Site # | Site Name | Permit | ID # | Address | City | Zip | Landfill Size | Property Size | Open | Closed | Operator/Owner | IHWS | Comments | LCID | C&D | MSW |
|---------------|---|--------|--------------|--|----------------|-------|---------------|---------------|-------------|--------|-------------------------------------|------|---|------|-----|-----|
| 045-001 | Bradford Wire & Manufacturing Company | | | | Mountain Home | 28758 | | | ~1977 | | Manufacturing Company Edgerton Road | | | | | |
| 045-002 | Briggs Dump | | | Intersection of French Broad River and Banner Farms Road off of Highway 64 | Horse Shoe | 28742 | | | | | Silas Briggs | | record of violations as early as 1973 | x | x | x |
| 045-003 | Brightwater | | | Brightwater Farm Estates Drive | | | | | early 1940s | | | | RE: Bob McComb, an old summer resort that dumped in the gullies on site. Off Brevard Road, across from Falls Road | | | |
| 045-004 | Chestnut Hill Project North Main St | | | | Hendersonville | | | | | | | | Physical inspection conducted in 1990 revealed presence of numerous 30 and 55 gallon drums and buried materials | | | |
| 045-005 | Pennsylvania Road (SR 1348) and McElrath Road (SR 2080) | | | Pennsylvania and McElrath Road | | | | | | | | | Highway 280 to Old Hollywood Road, right to McDowell Road to Pennsylvania Road, on left next to the creek | | x | |
| 045-006 | Cranston Print Works | 45-03 | | Old Hendersonville and Asheville Road, on US 25 | Fletcher | 28732 | | | | | Cranston Print Works | | NOV's from 1986-2000 | | | |
| 045-007 | Dump on Casey Cosart Neighbor's Land | | | | Edneyville | 28727 | | | | | | | Furniture, cans, buckets, etc. in ditch | | | |
| 045-008 | Edney Inn Road | | | Edney Inn Road | Hendersonville | 28792 | | | | | Ken Wise | | | | x | |
| 045-009 | First Avenue East | | | First Avenue East | Hendersonville | 28792 | | | | | Roy Halford | | 1964 report of investigation | | | |
| 045-010 | Florence Ewbanks Property | | | 4th Avenue East | Hendersonville | 28792 | 170 acres | | | | Florence Ewbanks | | East of Rigby-Morrow Lumber Company and South of Four Seasons Blvd | | | |
| 045-011 | Fountain Trace Road (SR 2129) | | | Fountain Trace Road (SR 2129) | Etowah | 28729 | 1/2 acre | | | | Robert Fleming | | Off Hebron Road (SR 1171), dumping by Ducote Construction | | | |
| 045-012 | GD Landfill | | | 103 Cannon Drive | Hendersonville | 28792 | | | | | Carl D Hill | | Off of St Paul Road in Meadow Woods Subdivision | | | |
| 045-013 | General Electric Lightning Demolition Fill | | NCD079044426 | East of I-26, accessed by Crest Road (W) to Oak Grove Road, south | | | | | | | | | | | | |
| 045-014 | Glen Marlow School Demolition | | | | | | | | | | Henderson County Board of Education | | | | | |
| 045-015 | Henderson County Landfill and Transfer Facility | 45-01 | NCD980557961 | Stoney Mountain Road (SR 1758), 4 miles North | Hendersonville | 28791 | 35 acres | 68 acres | 1965 | ~1974 | Henderson County | x | | | | |
| 045-016 | Henderson Dump | | NONCD0000359 | Rail Road Avenue | Hendersonville | 28792 | 8 acres | 13 acres | 1967 | | | | | | | |
| 045-017 | Jackson Park | | | Off Four Seasons Blvd - across from swamp area | Hendersonville | 28792 | 2 acres | | | | Tom Wilson | | RE: Bob McCumb "The Mountain Man". The county gave Tom Wilson permission to bury junk cars and car parts | | | |
| 045-018 | John Cely's Buried Trailer Parts | | | Half Circle Drive | Mountain Home | 28758 | | | early 1970s | | John Cely | | Off Highway 25 between the new fire department and Ronda's (?) Motel. Half Circle Drive, left, first house on the left. 10 ft wide hole filled with old trailer parts | | | |

| Altura Site # | Site Name | Permit | ID # | Address | City | Zip | Landfill Size | Property Size | Open | Closed | Operator/Owner | IHS | Comments | LCID | C&D | MSW |
|---------------|---|--------|--------------|---|----------------|-------|---------------|---------------|-------|--------|-----------------------------|-----|---|------|-----|-----|
| 045-019 | Kimberly-Clark Corporation Landfill | 45-02 | NCD003151990 | North of Mud Creek, located West of Berkeley Road | Hendersonville | | | | | | Kimberly-Clark Corp. | x | AKA: Kimberly- Clark Berkley South Landfill & Berkley Mills Landfill | | | |
| 045-020 | Leon McAbee Illegal Construction Dump | | | Oleta Road | Dana | 28727 | | | ~1993 | | Leon McAbee | | | | | |
| 045-021 | Mountain Home Realty Property - The Rock Hunter | | | East of Highway 25 | | | | | | | | | metal, tree trunks, logs | | | |
| 045-022 | John Pace - Tarheel Paving | | | North Main Street | Hendersonville | 28792 | 4 acres | | | | John Pace | | | x | x | |
| 045-023 | Paul Gentry's Demolition Dump | | | Route 8, Box 184 | Hendersonville | | | | | | Paul Gentry | | Nov-74 | | x | |
| 045-024 | Oakhurst Road | | | Oakhurst Street | Hendersonville | 28792 | 1/8 acre | | | | Jennings Sexton | | Off North Main Street, close to Patton Park | | x | |
| 045-025 | Old Country Home | | | | Henderson Co. | | | | | | | | 1964 Report of Investigation | | | |
| 045-026 | Old R C McCombs Landfill | | | Broyles Road off Highway 64 | Hendersonville | 28791 | | | | | R C McCombs | | | | | |
| 045-027 | Old Western NC Fairgrounds | | NCD986185411 | Between US 176 & Southern | East Flat Rock | 28726 | | | | | | x | | | | |
| 045-028 | Ramey Drum Site | | | | Henderson Co. | | | | | | | | | | | |
| 045-029 | Shane Johnson | | | Holbert Road | Hendersonville | 28791 | | | | | Shane Johnson | | I-26 East to Highway 255, go to Holbert Road (between GDS and VJ's Car Repair). - stumps, burned-out trailers, refrigerators, etc. buried then junk yard on top | | | |
| 045-030 | Skyland Truck Stop | | | Off Highway 25 | | | >10 acres | | | | Cecil Cantrell | | Trash, old building materials, etc. off service road for powerlines | | | |
| 045-031 | Spann Property | | NCD986180917 | US Highway 25 | Hendersonville | | | | | | | x | | | | |
| 045-032 | State Road 1744 | | | Beside SR 1744 | Hendersonville | | | | | | Monroe Morrison | | appliances, shingles, tires, household goods, metals , plastics, mattresses, barrels, etc. | | | |
| 045-033 | Tire Disposal Site on Ensley Property | | | Off Etowah School Road | Etowah | 28729 | | | | 1990 | Lee, Haven, & Harold Ensley | | Investigated in 1990, 2000-3000 tires buried | | | |
| 045-034 | Wesley and Dwight Lively Illegal Landfill | | | Deep Gap Road Loop | Flat Rock | | | | | | Wesley and Dwight Lively | | Take I-26 East to the Upward Road past the Hendersonville exit. Go left at the end of the Upward Road exit. Follow Upward Road until Deep Gap Road is reached on the right. Proceed a short distance down Deep Gap Road and the road will curve to the left, right at the curve, Deep Gap Loop Road will be on the right. The driveway for Cecil Lively is on the left and is a gravel drive that drops sharply down from the road. | | | |